Unutilised Electronic Voting machines

3037. SHRI GHUFRAN AZAM: Will the Minister of LAW, JUSTICE AND COMPANY AFFAIRS be pleased to state:

(a) whether crores of reupees have been wasted by the Election Commission in the purchase of electronic voting machines which are presently lying unutilised;

(b) if so, the facts and the details thereof;

(c) whether the CAG in its recent report has pointed out such irregularities committed by Election Commission as reported in the Hindustan Times dated 7th June, 1998; and

(d) if so, the further reaction of Government on the points raised CAG?

THE MINISTER OF LAW, JUSTICE AND COMPANY AFFAIRS (SHRI M. THAMBI DURAI): (a) and (b) 1.5 lakh Electronic Voting Machines purchased in 1989 at a cost of around Rs.75 crores have not so far been used.

(c) Yes, Sir,

(d) Government hopes that the Election Commission would put to use the available. Electronic Voting Machines at the earliest. The Commission have also informed that it is making all efforts to use the Electronic Voting Machines in a few selected constituencies for the Assembly elections which would be due towards the end of the year.

Norms Prescribed for Selection of Notary Public, Oath Commissioners and Public Prosecutors

3038. SHRI K.M. KHAN: Will the Minister of LAW JUSTICE AND COMPANY AFFAIRS be pleased to state:

(a) whether some norms have been prescribed for selection of Notary Public, Oath Commissioners and Public Prosecutors;

(b) if so, the details thereof with formalities required for each;

(c) whether the norms as in (a) arc applicable in all states and Union Territories; and

(d) if so, the details thereof and if not, the reasons therefor?

THE MINISTER OF LAW, JUSTICE AND COMPANY AFFAIRS (SHRI M. THAMBI DURAI): (a) to (d) Notaries are appointed under the Notaries Act, 1952. The norms for appointment of a Notary are prescribed under the Notaries Rules, 1956, under which an advocate having 10 years of practice may apply for appointment as Notary on the prescribed form (memorial) which has to be attested by persons of the locality including a Magistrate, a Bank Manager, a Merchant and other local residents. Thereafter, the competent authority examines the application and may ascertain from State Bar Council, Bar Association and other authority in the area where the applicant proposes to practise as notary, the objections, if any, to the appointment of the applicant as a notary. The applicant is also siven as opportunity of hearing against the objections, if any. After consideration of the objections and the various factors mentioned in rule 7 of the Notaries Act, 1956, a decision to recommend appointment or rejection of the application is taken by the competent authority.

Public Prosecutors are appointed under section 24 of the Code of Criminal Procedure, 1973, which lays down the norms and procedure for appointment of public prosecutors. Section 24 is annexed hereto as statement *(see* below)

The aforementioned norms for appointment of a Notary arc applicable throughout India. The norms for appointment of public prosecutors prescribed under section 24 of the Code of Criminal Procedure, 1973 extends to the whole of India except the State of Jammu & Kashmir.

As regards the norms for appointment of an Oath Commissioner, the information is being collected and will be laid on the table of the House.